



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/734,635	12/12/2000	Hidetaka Oka	A-22141/US/A/CGJ 118	4752
324	7590	03/03/2009		
JoAnn Villamizar Ciba Corporation/Patent Department 540 White Plains Road P.O. Box 2005 Tarrytown, NY 10591			EXAMINER	
			GILLIAM, BARBARA LEE	
			ART UNIT	PAPER NUMBER
			4191	
			MAIL DATE	DELIVERY MODE
			03/03/2009	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

---

*Ex parte:* HIDETAKA OKA, KAZUHIKO, HISATOSHI  
KURA, MASAKI OHWA and JUNICHI TANABE

---

Application No. 09/734,635  
Technology Center 1700

---

Mailed: March 3, 2009

---

Before TOI JOHNSON *Review Paralegal*  
JOHNSON, *Review Paralegal.*

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on February 17, 2009. A review of the application revealed that it is not ready for docketing as an appeal.

Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

AMENDMENT AND REONSE TO  
SUPPLEMENTAL EXAMINER'S ANSWER

Appellants filed a response to the Supplemental Examiner's Answer dated January 13, 2006. There is no indication on the record that the Examiner has considered the above Amendment and Response to Supplemental Examiner's Answer.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- 1) consider the response filed January 13, 2006 as required; and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

JoAnn Villamizar  
Ciba Corporation/Patent Department  
540 White Plains Road  
P.O. Box 2005  
Tarrytown, NY 10591